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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/549,811	09/14/2006	Chikara Ohyama	Q74728	1462
23373	7590	01/05/2010	EXAMINER	
SUGHRUE MION, PLLC			HARRIS, ALANA M	
2100 PENNSYLVANIA AVENUE, N.W.				
SUITE 800			ART UNIT	PAPER NUMBER
WASHINGTON, DC 20037			1643	
			NOTIFICATION DATE	DELIVERY MODE
			01/05/2010	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

sughrue@sughrue.com
PPROCESSING@SUGHRUE.COM
USPTO@SUGHRUE.COM

Notice of Non-Compliant Amendment (37 CFR 1.121)	Application No.	Applicant(s)	
	10/549,811	OHYAMA ET AL.	
	Examiner Alana M. Harris, Ph.D.	Art Unit 1643	
-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --			
<p>The amendment document filed on <u>25 September 2009</u> is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.</p>			
THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:			
<p><input type="checkbox"/> 1. Amendments to the specification:</p> <ul style="list-style-type: none"> <input type="checkbox"/> A. Amended paragraph(s) do not include markings. <input type="checkbox"/> B. New paragraph(s) should not be underlined. <input type="checkbox"/> C. Other _____. 			
<p><input type="checkbox"/> 2. Abstract:</p> <ul style="list-style-type: none"> <input type="checkbox"/> A. Not presented on a separate sheet. 37 CFR 1.72. <input type="checkbox"/> B. Other _____. 			
<p><input type="checkbox"/> 3. Amendments to the drawings:</p> <ul style="list-style-type: none"> <input type="checkbox"/> A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d). <input type="checkbox"/> B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required. <input type="checkbox"/> C. Other _____. 			
<p><input checked="" type="checkbox"/> 4. Amendments to the claims:</p> <ul style="list-style-type: none"> <input type="checkbox"/> A. A complete listing of all of the claims is not present. <input type="checkbox"/> B. The listing of claims does not include the text of all pending claims (including withdrawn claims) <input type="checkbox"/> C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended). <input type="checkbox"/> D. The claims of this amendment paper have not been presented in ascending numerical order. <input checked="" type="checkbox"/> E. Other: <u>Applicants have properly denoted claim 1 as currently amended however all new text has not been properly underlined. The word, comprising on line 2 of the claim is new text that is not underlined and was not present in the claim submitted September 19, 2005.</u> 			
<p><input type="checkbox"/> 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4):</p> <hr/>			
<p>For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.</p>			
<p>TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:</p>			
<p>1. Applicant is given no new time period if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the entire corrected amendment must be resubmitted.</p>			
<p>2. Applicant is given one month, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action. If any of above boxes 1. to 4. are checked, the correction required is only the corrected section of the non-compliant amendment in compliance with 37 CFR 1.121.</p>			
<p>Extensions of time are available under 37 CFR 1.136(a) <u>only</u> if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.</p>			
<p>Failure to timely respond to this notice will result in:</p>			
<p>Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or</p>			
<p>Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.</p>			

/Alana M. Harris, Ph.D./
Primary Examiner, Art Unit 1643

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Part of Paper No. 20091229

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